

011404
16867 U.S. PTO

NON-PROVISIONAL
UTILITY PATENT APPLICATION
TRANSMITTAL - 37 CFR 1.53(b)

☐ Duplicate
(check, if applicable)

MAIL STOP PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.: 4110-151U2 (367(2))

First Named Inventor: Ernest D. Baker, et al.

Express Mail Label No.: EV343988514US

Total Pages of Transmittal Form: 2

Transmitted herewith for filing is the non-provisional utility patent application entitled:

“Rotary Feedback Mechanism For a Toy”

which is:

an ☐ Original; or

a ☐ Continuation, ☒ Divisional, or ☐ Continuation-in-part (CIP)

of prior Application No. 10/071,519 filed February 8, 2002.

Anticipated Group/Art Unit: &@ or Class &@, Subclass &@.

☐ This non-provisional patent application is based on Provisional Patent Application No. &@, filed &@.

Enclosed are:

☒ Specification (including Abstract) and claims: 20 pages.

☒ 26 sheets of drawings (formal).

☐ Application Data Sheet.

☐ Newly executed/unexecuted Declaration (original/copy).

☒ Copy of Declaration from prior application.

☐ Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).

☐ Microfiche computer program (Appendix).

☐ Nucleotide and/or Amino Acid Sequence Submission, including:

☐ Computer readable copy ☐ Paper Copy ☐ Verified Statement.

☐ Under PTO-1595 Cover Sheet, an assignment of the invention

☐ Name of Assignee: &@

☐ Certified copy(ies) of &@ Application No(s). &@ filed &@ is/are filed:

☐ herewith or ☐ in prior application &@.

22581 U.S. PTO
10/757154
011404

- ☐ Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as ☐ an Independent Inventor, or ☐ a Small Business Concern, or ☐ a Non-Profit Organization.
- ☐ Preliminary Amendment.
- ☒ Information Disclosure Statement, PTO/SB/08A, (with foreign patent document and non-patent literature only).
- ☐ Request for Nonpublication of Application Under 35 U.S.C. §122(b)
- ☐ Other: &@

The filing fee is calculated as follows:

			SMALL ENTITY			LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE:			BASIC FEE:	
			\$385			\$770	
Total	2 - 20 =	0	X9	\$0	OR	X18	\$0
Independent	1 - 3 =	0	X43	\$0	OR	X86	\$0
<input type="checkbox"/> Multiple Dependent Claims Present			\$145	\$0	OR	\$290	\$0
			TOTAL	\$0	OR	TOTAL	\$770.00

- ☐ The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts
- ☒ A check in the amount of **\$770.00** to cover the filing is enclosed.
- ☒ The Commissioner is hereby authorized to charge and/or credit **Deposit Account No. 50-1017 (Billing No. 204110.0368)** as noted below. A duplicate copy of this sheet is enclosed.
- ☒ Any overpayments or deficiencies in the above-calculated fee.
- ☐ Filing fee in the amount of \$_____ as calculated above.
- ☒ Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.
- ☒ In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

PRELIMINARY REMARKS

Applicants hereby submit the following remarks directed to the application as follows, without prejudice.

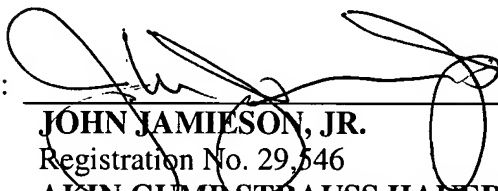
The Cross-Reference to Related Application has been amended to refer to U.S. Parent Patent Application No.10/071,519, filed February 8, 2002 ("the parent application"). The title, Abstract, Background and Summary of the Invention of this divisional application have been amended from the parent application to refer to the subject matter claimed in this application. No new matter has been added by any of these amendments.

Claims 1 and 2 of this application were claims 30 and 31 in the parent application. Claims 30 and 31 were submitted in an Amendment filed on September 26, 2003. Claims 30, 31 were cancelled without prejudice by an Examiner's Amendment as documented in the Notice of Allowability dated December 1, 2003 (paper number 7) in the parent application and were not examined during prosecution of the parent application. Support for claims 1 and 2 is found in the parent application at least at paragraph [0072] and in the corresponding paragraph [0070] of the present application and in the drawings, at least in Figs. 18A and 18B.

CORRESPONDENCE ADDRESS

13 Jan. 2003
(Date)

By:



JOHN JAMIESON, JR.

Registration No. 29,546

AKIN GUMP STRAUSS HAUSER & FELD LLP

One Commerce Square

2005 Market Street, Suite 2200

Philadelphia, PA 19103-7013

Telephone: 215-965-1200

Direct Dial: 215-965-1310

Facsimile: 215-965-1210

E-Mail: jjamieson@akingump.com

☒ Customer Number or Bar Code Label: **000570**

JJ:KBG:cbf

Enclosures